

court libels praying seizure and condemnation of six boxes of tullibeas at Chicago, Ill.; alleging that the article had been shipped in interstate commerce on or about April 3, 1939, by H. Brewster from Warroad, Minn.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy, decomposed, or putrid animal substance; and in that it consisted of portions of animals unfit for food.

On April 21 and June 20, 1939, no claim having been entered for four boxes of the product and the claimant for the remainder having consented to the entry of a decree, judgments of condemnation were entered and the product was ordered converted into fertilizer.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30748. Adulteration of butter. U. S. v. 35 Tubs, 31 Tubs, and 154 Tubs of Butter. Consent decree of condemnation. Product released under bond. (F. & D. Nos. 45431, 45449, 45487. Sample Nos. 54165-D, 54166-D, 54181-D.)

This product contained less than 80 percent of milk fat.

On May 3, 8, and 22, 1939, the United States attorney for the Northern District of Illinois, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 220 tubs of butter at Chicago, Ill.; alleging that the article had been shipped in interstate commerce within the period from on or about August 1 to August 27, 1938, by Farmers Union Creamery Co. from Aurora, Nebr.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent milk fat, as provided by act of March 4, 1923.

On June 2, 1939, L. D. Schreiber & Co., Inc., Chicago, Ill., claimant, having admitted the allegations of the libels and the cases having been consolidated, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be disposed of only in compliance with the law.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30749. Adulteration of frozen fish. U. S. v. 750 Boxes of Fillets (and 2 other seizure actions against similar products). Decrees of condemnation and destruction. (F. & D. Nos. 44944, 45145 to 45149, inclusive. Sample Nos. 36950-D, 36956-D, 40944-D, 40945-D, 40945-D, 40947-D, 40948-D.)

These products had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination they were found to be in part decomposed.

On March 3 and April 7, 1939, the United States attorneys for the District of Kansas and the Western District of Texas, acting upon reports by the Secretary of Agriculture, filed in their respective district courts libels praying seizure and condemnation of 750 boxes of frozen fish at Kansas City, Kans., and 134 cases and 873 boxes of frozen fish at El Paso, Tex.; alleging that the articles had been shipped within the period from on or about November 19, 1938, to on or about March 15, 1939, by Mid-Central Fish Co., in part from Portland, Maine, and in part from Kansas City, Mo.; and charging adulteration in violation of the Food and Drugs Act. The articles were labeled variously in part: "Nordic Fillet," "Sealshipt Fish Twin Haddock Fillets," "Cutlets," and "O-So-Good Fillets."

The articles were alleged to be adulterated in that they consisted wholly or in part of decomposed animal substances.

On March 11 and June 28, 1939, the shipper having appeared in the action instituted at Kansas City, Kans., and having consented to the entry of a decree, and no appearance having been made in the actions instituted at El Paso, Tex., judgments of condemnation were entered and the products were ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30750. Adulteration of frozen fish. U. S. v. 241 Boxes of Perch Fillets (and 6 other seizure actions against similar products). Default decrees of condemnation and destruction. (F. & D. Nos. 45104, 45186, 45204, 45217, 45248, 45291, 45414, 45415. Sample Nos. 51432-D, 58952-D, 58953-D, 58992-D, 63214-D, 65209-D, 65450-D, 65451-D, 65538-D.)

These products had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination certain lots